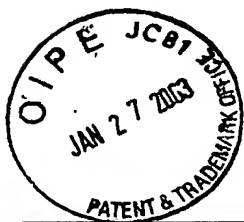


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Serial No.: 09/214,140
 Filed: April 8, 1999
 Parent Case Pending In:
 Group Art Unit: 2633
 Examiner D. Tran

CERTIFICATION UNDER 37 C.F.R. 1.10

"Express Mail" Mailing Label Number: EV188898963US
 Date of Deposit: January 27, 2003

I hereby certify that this 37 CFR 1.53(d) request and the documents referred to as attached therein are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Box CPA, Assistant Commissioner for Patents, Washington, DC 20231.

[Signature]
 Ann F. George

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL
 UNDER 37 CFR 1.53(d)**

RECEIVED

**Attention: Box CPA
 Assistant Commissioner for Patents
 Washington, DC 20231**

JAN 31 2003

Technology Center 2600

1. This is a request for filing a **Divisional Application** under the Continued Prosecution Application (CPA) procedures, 37 CFR 1.53(d), for Application Serial No. 09/214,140, filed on 04/08/99
 Title as originally filed: Polarized Light Communication Device, Transmitter, Laser
 Polarized Light Communication Device for Physiological...
 Title as last amended:
 Applicant(s): Kazuhiko Amano, Takeo Kawase, Shojiro Kitamura
2. Inventorship statement:
 - ☒ This application discloses and claims only subject matter disclosed in the prior application, whose particulars are set out above. The inventors in this CPA are
 - ☒ the same.
 - ☐ less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
 - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
3.
 - ☐ Enclosed is a preliminary amendment for filing in the CPA.
 - ☐ Please enter the amendment filed under 37 CFR 1.116 on _____ in the prior application.
 - ☐ Applicants hereby petition under 37 C.F.R. §1.103(b) to suspend action for three months. The Commissioner is hereby authorized to charge the processing fee of \$130.00 set forth in 37 C.F.R. §1.17(i) to Deposit Account No. 19-2746.
 - ☒ **Applicants elect pending Claims 50-62 for prosecution at this time.**
4. Identification of claims for further prosecution.
 - ☒ The fees to be charged are to be based on the number of claims remaining as a result of the
 - ☐ attached preliminary amendment (at least one independent claim remaining).
 - ☐ the unentered amendment filed on _____ under 37 CFR 1.116 in the prior application, which is now repeated.
 - ☒ the claims as on file in the prior application.

01/30/2003 AMNDXAF1 00000043 192746 09214140

01 FC:1000 750.00 CH

5. The filing fee is calculated below.

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

CLAIMS	(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Calculations
	Total Claims (37 CFR 1.16(c))	13 - 20 =	0	x \$18.00=	\$
	Independent Claims (37 CFR 1.18(b))	3 - 3 =	0	x \$84.00=	\$
	Multiple Dependent Claims (if applicable) (37 CFR 1.16(d))			+ \$280.00=	\$
				Basic Fee = (37 CFR 1.16(a))	\$750.00
				TOTAL =	\$750.00

Please charge Deposit Account No. 19-2746 the amount of \$750.00

The Commissioner is hereby authorized to charge any additional fees which may be required by this CPA transmittal and during the entire pendency of this CPA application, under 37 CFR 1.16, 1.17 and 1.21 (but not 1.18), or to credit any overpayment to Deposit Account No. 19-2746. A copy of this CPA transmittal is enclosed for this purpose.

6. ☐ Enclosed is an Information Disclosure Statement together with Form PTO-1449, listing reference(s).
7. ☒ Address all future communications to:

**Intellectual Property Department
Epson Research and Development, Inc.
150 River Oaks Parkway, Suite 225
San Jose, CA 95134
Customer Number 20178**

PATENT & TRADEMARK OFFICE



20178

- ☐ Recognize as Associate Attorney:
8. ☐ A petition is now being filed in the prior application to extend the term of the pending prior application. Enclosed is a petition for extension of time in the prior application.
- ☒ Applicant(s) believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

Date: January 27, 2003

Respectfully submitted,

Mark P. Watson
Registration No. 31,448